IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MAR 0 1 200

Applicant:

HADLACZKY et al.

Serial No.:

09/096,648

Confirmation No.: 2049

Filed:

June 12, 1998

For:

ARTIFICIAL CHROMO

USES THEREOF AND METHODS FOR PREPARING ARTIFICIAL

CHROMOSOMES

Art Unit:

1632

Examiner:

Martin, J.

INFORMATION DISCLOSURE STATEMENT IN ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98

Commissioner for Patents Washington, D.C. 20231

Dear Sir:

This Information Disclosure Statement is filed prior to receipt of a First Office Action on the Merits for the Continued Prosecution Application of the above-captioned application. Thus, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative that may be material to the examination of the subject application, Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§1.97-1.98. The Forms PTO-1449 (3 pages) and copies of the cited documents are provided herewith.

The documents listed on the Forms PTO-1449 and supplied herewith are in the English language. Hence, in accordance with the requirements of 37

Commissioner for Patents

Washington, D.C. 2023 Jr, or

02/27/01

Date

U.S.S.N. 09/096,648 HADLACZKY *et al.* INFORMATION DISCLOSURE STATEMENT

C.F.R. §1.98, as amended effective March 16, 1992, no further explanation of the listed items are necessary.

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and that they be made of record in the file history of the above-captioned application.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By: Taula K. Schoeneck

Paula K. Schoeneck Registration No. 39,362

Attorney Docket No. 24601-402A

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FORM PTO-1449 (Modified)

ATTY. DOCKET NO. 24601-402A

SERIAL NO. 09/096,648

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION TISCLOSURE STATEMENT

APPLICANT HADLACZKY et al.

FILING DATE June 12, 1998 GROUP 1632

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J.S. PATENT DOCUMENTS

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	АА	5	3	8	7	7_	4	2	02/07/95	Cordell	800	2	06/17/91
	АВ	5	4	3	4	3	4	0	07/18/95	Krimpenfort et al.	800	2	07/27/92
	AC	5	4	9	1	2	8	3	02/13/96	Groffen <i>et al.</i>	800	2	01/14/93
	AD	6	0	2	5	1	5	5	02/15/00	Hadlackzky <i>et al</i> .	435	69.1	08/07/96
-	AF	6	0	7	7	6	9	7	06/20/00	Hadlackzky <i>et al.</i>	435	172.3	07/15/96
	AG	6	1	3	3	5	0	3	10/17/00	Scheffler	800	21	02/17/98
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FOREIGN PATENT DOCUMENTS

:	DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUB CLASS	Transla	ation
АН	9	3	2	5	5	6	7	12/23/93	PCT				
Al	9	7	4	0	1	8	3	10/30/97	PCT				

^{*}English language equivalent or Derwent abstract provided

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

AJ	Brinster et al., Factors affecting the efficiency of introducing foreign DNA into mice by microinjecting eggs, Proc. Natl. Acad. Sci. USA 82:4438-4442 (1985).
AK	Bühler et al., Rabbit β -Casein Promoter Directs Secretion of Human Interleukin-2 into the Milk of Transgenic Rabbits, Bio/Technology 8:140-143 (1990).
AL	Drohan, Transgenic Animals: "Great and Small," <u>Journal of Cellular Biochemistry</u> 49:111-112 (1992).
АМ	Ebert et al., Transgenic Production of a Variant of Human Tissue-type Plasminogen Activator in Goat Milk: Generation of Transgenic Goats and Analysis of Expression, Bio/Technology 9:835-838 (1991).

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SERIAL NO. ATTY. DOCKET NO. FORM PTO-1449 (Modified) 09/096,648 24601-402A **APPLICANT** LIST OF PATENTS AND PUBLICATIONE FO GROUP CENTER ISSUES HADLACZKY et al. APPLICANT'S INFORMATION DISCLOSUF STATEMENT FILING DATE MAR 0 1 2001 June 12, 1998

01	THER ART (Including Author, Title, Date, Pertinent Pages, Etc.)
AN	Gordon et al., Genetic transformation of mouse embryos by microinjection of purified DNA, Proc. Natl. Acad. Sci. USA 77(12):7380-7384 (1980).
AO	Gordon <i>et al.</i> , Production of Human Tissue Plasminogen Activator in Transgenic Mouse Milk, <u>Bio/Technology</u> 5:1183-1187 (1987).
AP	Haskell <i>et al.</i> , Efficient Production of Transgenic Cattle by Retroviral Infection of Early Embryos, Molecular Reproduction and Development 40:386-390 (1995).
ΑQ	Hill et al., Production of Transgenic Cattle by Pronuclear Injection, Theriogenology 37:222 (1992).
AR	Houdebine, Production of pharmaceutical proteins from transgenic animals, <u>Journal of Biotechnology</u> 34:269-287 (1994).
AS	Jiewen <i>et al.</i> , Decondensation of hamster chromosomes in the nuclei of 1-cell stage mice embryo following chromosome microinjection, Theriogenology 45:336 (1996).
АТ	Krimpenfort <i>et al.</i> , Generation of transgenic dairy cattle using 'in vitro' embryo production, <u>Bio/Technology</u> 9:844-847 (1991).
AU	Maeda <i>et al.</i> , Production of human <i>a</i> -interferon in silkworm using a baculovirus vector, Nature 315:592-594 (1985).
AV	Mullins <i>et al.</i> , Perspective Series: Molecular Medicine in Genetically Engineered Animals, <u>Transgenesis in Nonmarine Species</u> 98(11):S37-S40 (1996).
AW	Palmiter <i>et al.</i> , Dramatic growth of mice that develop from eggs microinjected with metallothionein-growth hormone fusion genes, <u>Nature</u> 300:611-615 (1982).
АХ	Rancourt et al., Wolffish Antifreeze Protein from Transgenic Drosophila, Bio/Technology 8:453-457 (1990).
AY	Riego <i>et al.</i> , Production of Transgenic Mice and Rabbits that Carry and Express the Human Tissue Plasminogen Activator cDNA under the Control of a Bovine Alpha S1 Casein Promoter, Theriogenology 39:1173-1185 (1993).
AZ	Seamark, Progress and Emerging Problems in Livestock Transgenesis: a Summary Perspective, Reprod. Fertil. Dev. 6:653-657 (1994).
ВА	Simons <i>et al.</i> , Alteration of the quality of milk by expression of sheep β -lactoglobulin in transgenic mice, Nature 328:530-532 (1987).
ВВ	Simons et al., Gene Transfer into Sheep, Bio/Technology 6:179-183 (1988).

EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

FORM PTO			ATTY. DOCKET NO. 24601-402A	SERIAL NO. 09/096,648	_/ <u></u>
LIST OF	PATEN ANT'S I	TS AND PUBLICATIONS FOR ON NEORMATION DISCLOSURE	APPLICANT HADLACZKY <i>et al.</i>		RECEIVE MAR 05 2007
		STATEMENT (MAR 0 1 2001	FILING DATE June 12, 1998	GROUP 1632	MAR 05 200+
	01	THER ART (Including Author	. Title, Date, Pertinent	Pages, Etc.)	CENTER 1600/2900
	ВС	Velander <i>et al.</i> , High-level expre swine using the cDNA encoding 12007 (1992).	ssion of a heterologous prot	ein in the milk of	transgenic
	BD	Wall <i>et al.</i> , High-level synthesis transgenic swine, <u>Proc. Natl. Ac</u>			ry glands of
	BE	Wall <i>et al.</i> , Making Transgenic L of Cellular Biochemistry 49:113		ng on a Large Sca	ale, <u>Journal</u>
	BF	Wall, Transgenic Livestock: Prog 45:57-68 (1996).	gress and Prospects for the	Future, <u>Therioger</u>	nology
	ВG	Wright <i>et al.</i> , High level express transgenic sheep, <u>Bio/Technolog</u>		-antitrypsin in the	e milk of
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DATE CONSIDERED

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